**AMENDMENT TO DECISION ON APPEAL
TRANSMITTAL LETTER**Docket Number
EMS-300USApplication Number
09/107,618Filing Date
June 30, 1998First Named Inventor:
BLUMENAU, Steven M.Group Art Unit
2453Invention Title
**METHOD AND APPARATUS FOR PROVIDING DATA MANAGEMENT
FOR A STORAGE SYSTEM COUPLED TO A NETWORK**Examiner
Aaron N. STRANGE**Appeal No. 2009-002469****TO THE COMMISSIONER FOR PATENTS**

Transmitted herewith is an amendment in the above-identified application, including:

- (X) Request for Continued Examination;
- (X) Amendment and Response to Decision on Appeal;
- (X) Amendment Transmittal; and
- (X) Return Postcard.

CLAIMS AS AMENDED

(1)		(2)		(3)		
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT NUMBER EXTRA	RATE	FEE
TOTAL CLAIMS	32	Minus	34	0	x \$ 52	\$
INDEPENDENT CLAIMS	3	Minus	3	0	x \$220	\$
MULTIPLE DEPENDENT CLAIM ADDED					\$390	\$
					TOTAL	\$
If applicant has small entity status under 37 CFR 1.9 and 1.27, then divide total fee by 2, and enter amount here.			SMALL ENTITY TOTAL		\$	

* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.

** If the highest number previously paid for Total Claims in column 2 is less than 20, enter "20."

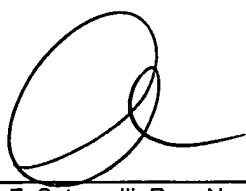
*** If the highest number previously paid for Independent Claims in column 2 is less than 3, enter "3."

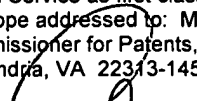
The "highest number previously paid for" (total or independent) is the highest number found in the appropriate box in column 1.

() Please charge **Deposit Account Number 05-0889** in the amount of \$_____.

() Please charge \$_____ to our credit card. Attached is PTO Form 2038.

() A check in the amount of \$_____ to cover the filing fee is enclosed.

(X) Please credit any overpayment and/or charge any additional filing fees required under 37 CFR §§ 1.16 and 1.17 to our **Deposit Account Number 05-0889**.

Anne E. Saturnelli, Reg. No. 41,290
March 4, 2010
Date**Customer No. 52427**I hereby certify that this correspondence
is being deposited with the United States
Postal Service as first class mail in an
envelope addressed to: Mail Stop RCE,
Commissioner for Patents, P.O. Box 1450,
Alexandria, VA 22313-1450 on March 4,
2010.
_____
Anne E. Saturnelli